

COMMISSION MEETING MINUTES

Indiana Fire Prevention and Building Safety Commission

Government Center South
402 West Washington Street
Indianapolis, Indiana 46204
Conference Room B

April 1, 2008

1. Pursuant to IC 22-12-2-6, the Indiana Fire Prevention and Building Safety Commission's regular monthly meeting was opened by Vice-Chairman Howard Cundiff at 9:02 a.m. on April 1, 2008.

- (a) Commissioners present at the Commission meeting:

Diana M. H. Brenner
Michael Christoffersen
Howard W. Cundiff, Vice-Chairman, representing the Commissioner, Department of Health
Kevin Goeden, representing the Commissioner, Department of Labor
John Hawkins
M. Burke Jones
Ted Ogle

Commissioners not present at the Commission meeting:

Michael Corey
Jay Gore
James Ridley
David Hannum, Chairman

- (b) The following departmental and support staff were present during the meeting:

Support Services Division, Legal and Code Services
Mara Snyder, Director, Legal and Code Services
William Teegarden, Executive Administrative Law Judge
John Haines, Code Specialist
Raleigh Kouns, Code Specialist
Bob Robinson, Code Specialist
Beth Sutor, Secretary

2. **Old Business.**

Vice-Chairman Cundiff called for any corrections or a motion to approve the minutes of the March 4, 2008 meeting as distributed. A motion to approve the minutes as distributed was made by Commissioner Jones and seconded by Commissioner Brenner. It was voted upon and carried.

3. **Ordinances.**

Shelley Wakefield, Director of Fire and Building Code Enforcement, introduced Building Code Ordinance No. 2008-02, Johnson County, Indiana for consideration, recommending approval. Commissioner Ogle moved to approve, with the second by Commissioner Christoffersen. It was voted upon and carried.

4. **Variances.**

Tabled Variances.

Variance 07-12-20(d) Indiana Convention Center Expansion, Indianapolis, was represented by Christina Collester, RTM Consultants. She noted that the new 2008 code would change the way the occupant load would be calculated, and asked to be permitted to use the new code calculations. The building would not be compliant with the entire 2008 code. After discussion, Commissioner Brenner moved to approve with the condition that the plans must be filed with and approved by the Indianapolis Fire Department Fire Marshal. The second was made by Commissioner Ogle. It was voted upon and carried. Variance 08-02-33 Dancin' Bears, Mooresville, represented by Tim Callas, J & T Consulting, was withdrawn. Variance 08-03-2 Addition to Castleton United Methodist Church, Indianapolis was represented by Richard Thomason, R. E. Thomason & Associates. He had been asked to provide a proof of notification letter from the local fire official. The letter was submitted. Commissioner Jones moved to approve with the second by Commissioner Hawkins. It was voted upon and carried. Variance 08-03-3 L.O.F., Elkhart, did not have a representative present, nor had the missing local notification information been provided. Commissioner Ogle moved to table for 30 days. Commissioner Jones made the second. It was voted upon and carried. Variance 08-03-7 Cool River Pizza, Noblesville, did not have a representative present. After review of the information that the variance had been tabled last month because no representative was present, Commissioner Christoffersen moved to deny with the second by Commissioner Jones. It was voted upon and carried. Variance 08-03-19 Alternative Plastics, Greendale, was represented by Christina Collester, RTM Consultants. The application had been modified from its original submission to reflect the current needs of the building. The current plans are to use only the first floor of the building with a small section of the second floor for office area. The remainder of floor two, and all of floors three through six are empty and will remain unused. The elevators have been padlocked and are not available to move product to upper floors. The office area on the second floor will have no access to the rest of the second floor and will be surrounded with a 2-hour fire barrier. Walter Knaepple, Fire and Building Code Enforcement, advised the Commission that he had found fire walls which had been breached. After discussion, Commissioner Hawkins moved to approve with the condition that; the entire project is to be filed with Plan Review within 60 days; breaches in any required fire-rated walls are to be repaired and all project work is to be completed within six months; the building shall not be occupied until all project work is completed. Commissioner Christoffersen made the second. It was voted upon and carried with one nay vote cast. Variance 08-03-22 Reid Hospital, Richmond, was represented by Neal Locasto, RTM Consultants. He submitted the requested letter from the local fire official stating they had no objections to the variance. Commissioner Jones moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried. Variance 08-03-41, Lawton Loop Condominiums – Moorehead Building, Indianapolis, was withdrawn by the applicant.

Regular Variances.

Vice-Chairman Cundiff called for any variances to be pulled from the block vote for individual consideration. Commissioner Hawkins pulled 08-04-4(b). Commissioner Jones made the motion to approve the following variances with an "A" or "B" review rating by staff with the second being made by Commissioner Christoffersen. It was voted upon and carried.

The following variances were approved as submitted:

- (1) 08-04-2 Technicote Inc. Building Addition, Terre Haute
- (2) 08-04-3 Indiana Convention Center Expansion, Indianapolis
- (3) 08-04-5 On-Wing Hanger, Indianapolis
- (4) 08-04-6 Wabash County YMCA, Wabash
- (5) 08-04-7(b)(c)(d) Penthouses at West Clay – 11 Unit, Carmel

- (6) 08-04-8(a) Rock Prairie Baptist Church Addition, Tipton
- (7) 08-04-9 Precedent South Building 2, Greenwood
- (8) 08-04-10 St. Thomas More Catholic Church Classroom Renovation, Mooresville
- (9) 08-04-13(b) Northminster Presbyterian Church Addition/Renovation, Indianapolis
- (10) 08-04-15 St. Vincent de Paul Catholic Church Fire Hose Removal, Elkhart
- (11) 08-04-17 Amish Produce Auction House, Williamsburg
- (12) 08-04-18 Newburgh UMC Family Life Center Addition, Newburgh
- (13) 08-04-21 Arthur Charles Auto Repair, Kendallville
- (14) 08-04-23 Indianapolis Power and Light Renovation of 9th Floor, Indianapolis
- (15) 08-04-24(b)(c) Ft. Wayne Courtyard Marriott, Ft. Wayne
- (16) 08-04-25(a)(b)(c) Crosspoint Building 1, Fishers
- (17) 08-04-26 429 N. Pennsylvania Condos, Indianapolis
- (18) 08-04-27 Nordstrom Fashion Mall at Keystone Crossing, Indianapolis
- (19) 08-04-28 Indianapolis Airport Quick Turnaround Facility, Indianapolis
- (20) 08-04-29(b) Avalon Square, Bloomington
- (21) 08-04-36 Medical Office Building, Corydon

Three variances were rated as “no variance required” by staff. Commissioner Christoffersen moved that no variances were required with the second by Commissioner Jones. The motion was voted upon and carried. The following variances had no variance required:

- (22) 08-04-20 South Bend Marriott Hotel, South Bend
- (23) 08-04-31(a)(b) 37th & Pennsylvania Apartments, Indianapolis

The following variances were heard separately:

- (24) 08-04-1 Sponsor Sign in Expo Lobby, Indianapolis

Richard Trombly, Indiana State Fairgrounds, spoke as proponent. The variance was found to be incomplete and unable to be heard. He was requested to provide proof of notification of the local building official. Commissioner Christoffersen moved to table with the second by Commissioner Brenner. It was voted upon and carried.

- (25) 08-04-4(a)(b)(c) St. Joseph Regional Medical, Mishawaka

Doug Trent, RTM Consultants, spoke as proponent. Variance (a) was to allow cross-corridor doors to swing in the same direction. They wish to restrict entry into certain areas, not to facilitate the movement of patients in emergency situations. After discussion, Commissioner Christoffersen moved to deny. The motion died from lack of second. Mr. Trent asked that the variance be tabled. Commissioner Ogle moved to table with the second by Commissioner Goeden. It was voted upon and carried. Variance (b) was to allow the drainage riser from the roof drainage system to be reduced from 15” to 12” and then to discharge through four 8” pipes from a manifold system. After a discussion of manifolds vs. scuppers, Mr. Trent asked that the variance be tabled to allow him to consult with the engineer. Commissioner Christoffersen moved to table with the second by Commissioner Hawkins. It was voted upon and carried. Variance (c) was to allow a three-story vertical opening which is not designed as an atrium. The second and third floors will be separated from the opening by two-hour rated shaft walls with sprinkler protection for the listed window assemblies. The dining area will be separated from the stairway connection to the first floor by a “won-door” which acts as a 2-hour fire barrier. The construction meets high-rise criteria. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Ogle. It was voted upon and carried.

5. **Breaking and reconvening.** Vice-Chairman Cundiff recessed the Commission at 9:58 a.m. He then reconvened the meeting, calling it back to order at 10:15 a.m. Kalin Schleuter, Law Intern for the Indiana Department of Homeland Security, was introduced to the Commission.

- (26) 08-04-7(a) Penthouses at West Clay – 11 Unit, Carmel

Ed Rensink, RTM Consultants, spoke as proponent. Due to site constraints, the stair enclosures will discharge through areas on the level of exit discharge instead of following code. The building will be fully sprinklered. After discussion and an offer by the proponent to make the back corridor rated as 1-hour, Commissioner Hawkins moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

- (27) 08-04-8(b) Rock Prairie Baptist Church Addition, Tipton

Ed Rensink, RTM Consultants, spoke as proponent. The request was to omit venting over the raised platform area in the sanctuary. The temporary hangings which trigger the venting requirement will be used at Christmas and Easter, and will comply with Chapter 8 of the Fire Code. Commissioner Christoffersen moved to approve with the second by Commissioner Jones. It was voted upon and carried.

- (28) 08-04-11 New Greenwood Transportation Center, Greenwood

Tim Callas, J & T Consulting, spoke as proponent. The request was to not have the compliant 2-hour fire barrier separating the office and the repair garage. He noted the proposed 2008 Indiana Building Code doesn't require the fire-resistive separation. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Brenner. It was voted upon and carried.

- (29) 08-04-12 Fairground Vendor Building, Goshen

Tim Callas, J & T Consulting, spoke as proponent. The request was to omit the sprinkler system in the open-sided pavilion. The building will house three vendors, will be used two weeks per year during the 4-H fair, and is surrounded on all sides by fire lanes. There are charcoal grills on one side which comply with Chapter 24 of the Fire Code and one cooker with a hood. After discussion, Commissioner Ogle moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

- (30) 08-04-13(a) Northminster Presbyterian Church Addition/Renovation, Indianapolis

Tim Callas, J & T Consulting, spoke as proponent. The request was to allow the stairs from the new circulation area and the existing building to remain open to facilitate movement. The stairs are 30 feet apart in the sprinklered building, and draft curtains will be installed on the first floor level of the stairs. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

- (31) 08-04-14 Cosmopolitan on the Canal, Indianapolis

Tim Callas, J & T Consulting, spoke as proponent. The request was to allow the use of 508.2 of the Indiana Building Code for the building, which doesn't include an enclosed parking garage, to allow a

mercantile space. The 3-hour separation will be arranged so that no section of the building will be more than 4 stories high. After a lengthy discussion, the proponent requested the variance be tabled. Commissioner Brenner moved to table with the second by Commissioner Hawkins. It was voted upon and carried.

- (32) 08-04-16 Grace Community Church, Goshen

Tim Callas, J & T Consulting, spoke as proponent. The request was to allow an enclosed-cab platform lift to travel 2 feet 8 inches further than allowed by code. After discussion, Commissioner Christoffersen moved to approve with the condition that the manufacturer of the lift provide a letter to Commission staff stating the lift can travel the extra distance safely. Commissioner Ogle made the second. It was voted upon and carried.

- (33) 08-04-19 Noblesville City Hall Expansion, Noblesville

Gerald Skibinski, Odle McGuire Shook, spoke as proponent. The request was to allow placement of some of the water closets to be non-compliant by one to one and a half inches. After discussion, Commissioner Christoffersen moved to approve with the second by Commissioner Hawkins. It was voted upon and carried with one nay vote being cast.

- (34) 08-04-22 Christ Temple Apostolic Faith Assembly, Indianapolis

Lester Carver, Carver Design Studio, spoke as proponent. The request was to allow a 2-hour fire barrier to act as a 2-hour fire wall, allowing the Phase 1 Renovation to be classified as Type III-B Construction. The existing Phase II building is of Type II-B Construction, and the entire building will be fully sprinklered by the end of the Phase II construction. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Ogle. It was voted upon and carried.

- (35) 08-04-24(a) Ft. Wayne Courtyard Marriott, Ft. Wayne

Ralph Gerdes, Ralph Gerdes Consultants, spoke as proponent. The request was to omit elevator lobbies in the 7-story hotel. The elevators open into fire-rated corridors, and the building is protected by sprinklers per NFPA 13. Jim Maura, Ft. Wayne Fire Department, stated his department was not opposed to the variance. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

- (36) 08-04-30 Roosevelt Junior High Lunch Room Addition, Monticello

Robert Overton, InterDesign, spoke as proponent. A proof of notification was not included in the application, making it ineligible to be heard. Mr. Overton asked for permission to table to allow him to contact the local official and get the letter he had been assured would be faxed to him that day. Commissioner Brenner moved to table with the second by Commissioner Christoffersen. It was voted upon and carried.

- (37) 08-04-29(a) Avalon Square, Bloomington

Terry Bradbury, Bradbury Associates, spoke as proponent. The request was to allow travel distance for 4

units to be non-compliant. The building is sprinklered with residential sprinkler heads and the floor /ceiling assembly between the first and second floor will be a 2-hour rated assembly. There will also be a manual alarm system. After discussion, Commissioner Hawkins moved to approve with the second by Commissioner Ogle. It was voted upon and carried.

- (38) 08-04-32 Clifford Pierce Middle School, Merrillville

Jon Covert, Lorenz Williams Clinton Architects, spoke as proponent. The request was to allow an exit to be closed during construction while providing other means of egress. The building is sprinklered, and the local fire and building officials have been involved in locating alternate exit paths. After discussion, Commissioner Ogle moved to approve with the condition that the variance be in effect for one year. Commissioner Brenner made the second. It was voted upon and carried.

- (39) 08-04-33 Orleans Christian Church Family Life Center, Orleans

Christina Colleser, RTM Consultants, spoke as proponent. The request was to omit sprinklers. The building will be separated into two different fire areas by a 2-hour wall, the largest of which will be used for a secondary worship area and other functions, including sports. There is available water supply for sprinkler systems. After discussion, Commissioner Christoffersen moved to deny with the second by Commissioner Brenner. It was voted upon and carried.

- (40) 08-04-34 Bellemeade Park and Swimming Pool Renovations, Evansville

- (41) 08-04-35 Howell Park and Swimming Pool Renovations, Evansville

Joe Stone, Counsilman-Hunsaker, spoke as proponent. The request was to allow a decreased occupant load for the pool. Commissioner Christoffersen moved to approve with the second by Commissioner Ogle. It was voted upon and carried.

- (42) 08-04-37 Scott County Memorial Hospital, Scottsburg

Ed Rensink, RTM Consultants, spoke as proponent. Greg Lewis, architect, also spoke. The request was to allow the use of temporary egress through existing building areas during construction. Exit signage and egress illumination will be provided as necessary to identify the temporary path of travel, and panic hardware will be installed on doors at the ends of the corridors. Smoke compartments are available to shelter patients in case of fire. After discussion, Commissioner Brenner moved to approve with the second by Commissioner Christoffersen. It was voted upon and carried.

- (43) 08-04-30 Roosevelt Junior High Lunch Room Addition, Monticello

Robert Overton, InterDesign, spoke as proponent. He provided the missing notification letter and was allowed to present the variance. The addition to the existing 1989 building will not have either a fire separation or a sprinkler system, but will include two pairs of exterior doors for more than twice the required egress width, giving the unsprinklered room four means of egress and cutting travel distance from 228 feet to 127 feet. After discussion, Commissioner Christoffersen moved to approve with the second by Commissioner Hawkins. It was voted upon and carried.

6. **New Business – General.**

Discussion and Commission Action On Petitions For Review (All are timely field unless otherwise noted.)

Tiffany Lawn and Garden Supply
Order – Pike Twp. Fire Department

Central Middle School
Variance 08-03-6

Pine Grove Banquet Facility
Denial of Variance 08-03-37

Leo Mark Zeller
Denial – Elevator Mechanic License Renewal

L.M. Zeller
Denial – Elevator Mechanic License Renewal

L.M. Zeller
Denial – Elevator Mechanic License Renewal

Louis M. Zeller
Denial – Elevator Mechanic License Renewal

Andrew M. Boeglin
Denial – Elevator Mechanic License Renewal

Commissioner Brenner moved to approve the petitions for review. Commissioner Jones made the second. It was voted upon and carried.

Binkleys
Project ##331079
Order – City of Indianapolis
Not timely filed

Re-Inspection Alternative Plastics
Order – Fire and Building Code Enforcement
Not timely filed

Commissioner Ogle moved to deny the petitions for review which were not timely filed. Commissioner Jones made the second. It was voted upon and carried.

7. **Comments.**

Mara Snyder, Director, Legal and Code Services, announced that all four codes had been signed by the Governor and would become effective June 16, 2008. A number of classes for the new codes will be offered in April, May and June, coordinated by the IDHS Training Division and the ICC.

8. **Adjournment.**

Vice-Chairman Cundiff called for further business. There being none, he adjourned the meeting at 12:20 p.m.

APPROVED

David Hannum, Chairman